

## UNITED STATES PATENT AND TRADEMARK OFFICE

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In RE APPLICATION OF: Biggs, et al.

Serial No.: To Be Assigned

Filed: Herewith

For: SMOKING ARTICLE AND SMOKING

ARTICLE MATERIAL THEREFOR

CERTIFICATE OF EXPRESS MAIL

IMPODETAMEN ASSTRES THAT UE/SHE

PATENTS AND TRADEMARKS, BOX PCT,

ATTN:DO/EO/US, WASHINGTON, D.C. 20231

## TRANSMITTAL COVER LETTER FOR U.S. NATIONAL STAGE UTILITY PATENT **APPLICATION FILING**

Assistant Commissioner for Patents and Trademarks

**BOX PCT** 

Attn: DO/EO/US

Washington, D.C. 20231

Dear Sir:

## Enclosed please find:

- 1. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 U.S.C. 371;
- 2. Check No. 043614 in the amount of \$988.00 in payment of the filing fee and fee for the recording of the assignment;
- 3. Declaration for Utility Patent Application for the application of Biggs, et al. relation to PCT/GB98/01586;
- 4. A copy of the form PCT IB/308;
- 5. A First Preliminary Amendment;
- 6. An Information Disclosure Statement under 37 CFR 1.97 and 1.98, including copies of prior art;
- 7. An Assignment Document for recording, including cover sheet;
- 8. A return postcard evidencing receipt of above items.

Please process the enclosed items.

Date: March 11, 1999

Very truly yours,

∠ynn Minton, Paralegal

for John F. Salazar, Reg. No. 39,353

MIDDLETON & REUTLINGER

2500 Brown & Williamson Tower Louisville, Kentucky 40202

(502) 584-1135

Annex US.II, page 1

( )	FORM PTO-11 (REV 11-98)	1990 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER								
		RANSMITTAL LETTER TO THE UNITED STATES	BW-398-2								
	l	DESIGNATED/ELECTED OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If happwares 2072 1.5)								
		CONCERNING A FILING UNDER 35 U.S.C. 371	119/440276								
		ATIONAL APPLICATION NO. INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED								
	THE COLUMN	PCT/GB98/01586 29 MAY 1998 (29.05.98) 19 JUNE 97 (19.06.97) TITLE OF INVENTION									
	SMOKING ARTICLE AND SMOKING ARTICLE MATERIAL THERFOR										
	APPLICANT(S) FOR DO/EO/US BIGGS, Philip J.; GILBERT, Richard T.; MCADAM, Kevin G.; NATARAJAN, Bhasker										
	Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:										
	1. 区	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.  This is a SECOND or SUBSEQUENT submission of items concerning a filing under 3	20100 271								
	2 3	This express request to begin national examination procedures (35 U.S.C. 371(f)) at any									
	4.0	examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and A proper Demand for International Preliminary Examination was made by the 19th mon	PCT Articles 22 and 39(1).								
ļ	5. X A copy of the International Application as filed (35 U.S.C. 371(c)(2))										
<b>(</b> a	l	a. is transmitted herewith (required only if not transmitted by the Interna	itional Bureau).								
	l	<ul> <li>b.   x  has been transmitted by the International Bureau.</li> <li>c.   is not required, as the application was filed in the United States Received</li> </ul>	ving Office (RO/LIS).								
	6.	A translation of the International Application into English (35 U.S.C. 371(c)(2)	•								
	7.	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))									
IW I	1	a. are transmitted herewith (required only if not transmitted by the Intern	national Bureau).								
(,)	i	b. have been transmitted by the International Bureau.	·								
#4#   	i	c. have not been made; however, the time limit for making such amendm	nents has NOT expired.								
j		<ul> <li>d. have not been made and will not be made.</li> <li>A translation of the amendments to the claims under PCT Article 19 (35 U.S.C.</li> </ul>	271(~)(3))								
اليا	9.	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).	. 37 L(c)(3)).								
i.d: =: •:=:	10.	A translation of the annexes to the International Preliminary Examination Report (35 U.S.C. 371(c)(5)).	ort under PCT Article 36								
/13 Ven	Tioms.										
	items 1	11. to 16. below concern document(s) or information included:  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.									
	12. 🖳	An assignment document for recording. A separate cover sheet in compliance v	ish 27 CEP 2 28 and 3 31 is included.								
(	13. 🖾	A FIRST preliminary amendment.	With 57 Of R 5.20 and 5.5. It most								
		A SECOND or SUBSEQUENT preliminary amendment.									
	14.	A substitute specification.									
	15.	A change of power of attorney and/or address letter.									
1	16. X	Other items or information:									
]	10. IA.	PCT (Form PCT/IB/308) - Notice Informing the Appl									
	of the International Application to the Designated Offices;										
	Return Postcard evidencing receipt of above items.										
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U.S. APPLICATION 109	74462		ATTORNEYS DOCKET NUMBER BW-398-2							
	· <del>* · · · · · · · · · · · · · · · · · · </del>	To	ALCULATIONS	PTO USE ONLY						
17. The following fees are submitted:  BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):										
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO										
and International Search Report not prepared by the EPO or JPO \$970.00										
International USPTO but I	preliminary exami nternational Searcl	l								
International but internation	preliminary exami nal search fee (37									
but all claims	preliminary exami did not satisfy pro	1.								
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)										
( }	ENTER A	\$	·							
Surcharge of \$13 months from the	0.00 for furnishing earliest claimed pr	s								
CLAIMS	NUMBER FII	LED	NUMBER EXTRA	RATE	$\Box$					
Total claims	26	- 20 =	6	X \$18.00	S	100.00				
Independent claims	J	-3 =	0	X \$78.00	\$	0.00	ļ			
MULTIPLE DEPI	ENDENT CLAIM(S		OF ABOVE CALCUL	+ \$260.00	\$		<del> </del>			
5.0			· · · · · · · · · · · · · · · · · · ·		s		<b></b>			
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also by filed (Note 37 CFR 1.9, 1.27, 1.28).										
			SU	BTOTAL =	\$					
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)).										
			TOTAL NATIO	NAL FEE =	\$					
Fee for recording accompanied by a	the enclosed assign appropriate cov	s	40.00							
			TOTAL FEES EN	CLOSED =	. S	988.00				
		A	mount to be:	S						
<b>.</b>					-	refunded	<del>  s</del>			
						charged				
a. X A check in the amount of \$ 988.00 to cover the above fees is enclosed.										
b. Please o	b. Please charge my Deposit Account No in the amount of \$ to cover the above fees.  A duplicate copy of this sheet is enclosed.									
overpayment to Deposit Account No A duplicate copy of this sheet is enclosed.										
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.										
SEND ALL CORRES	SPONDENCE TO:	bo	(F)	}						
John F. Salazar										
Middleton & Reutlinger John F. Salazar										
NAME 2500 Brown & Williamson Tower										
		353								
Louisville, Kentucky 40202 REUSTRATION NUMBER										